

draft

The Little Traverse Bay Bands of Odawa Indians Tribal Council  
Tribal Court Room 7500 Odawa Circle, Harbor Springs, MI 49740

November 3, 2002

Smudging: 9:15 am

9:30 am

Executive Session: yes

Call to order: Meeting was called to order at 9:44 am

Council present: Chairman Gerald V. Chingwa, Vice-Chairman George Anthony,  
Treasurer Alice Yellowbank, Secretary Fred Harrington Jr., Councilor Janet Shomin,  
Councilor Beatrice A. Law

Council absent: Councilor Rita Shananaquet, excused

Staff present: See attached list

Guests: See attached list

---

Motion made by Secretary Fred Harrington Jr. and supported by Treasurer Alice  
Yellowbank, to adopt the agenda for November 3, 2002.

Vote: 6 Yes, 0 No, 0 Abstained, 1 Absent, (Councilor Rita Shananaquet)

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George  
Anthony, to approve the corrected minutes of October 20, 2002.

Vote: 0 Yes, 6 No (Councilor Janet Shomin, Councilor Beatrice A. Law, Vice-  
Chairman George Anthony, Chairman Gerald V. Chingwa, Treasurer Alice Yellowbank,  
Secretary Fred Harrington Jr.), 0 Abstained, 1 Absent, (Councilor Rita Shananaquet)

Motion failed

Motion made by Councilor Janet Shomin and supported by Councilor Beatrice A. Law,  
to postpone approval of the minutes of October 20, 2002 meeting, until the next regularly  
scheduled meeting.

Vote: 6 Yes, 0 No, 0 Abstained, 1 Absent, (Councilor Rita Shananaquet)

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Councilor Beatrice A.  
Law, to ratify and enter into the record the phone poll dated 10/23/02, Reason for Phone  
Poll: "To rescind the October 20, 2002 "Motion made by Councilor Rita Shananaquet  
and supported by Vice-Chairman George Anthony, That we do not consider any  
donations until we've established policies and procedures" and to adopt in it's place the  
following: Except for political contributions needed to protect the interests of LTBB, the  
Tribal Council will not consider any donation until it establishes written policies and  
procedures for this purpose. The Tribal Council authorizes a contribution of \$1,000.00 to  
the Michigan Democratic Party's 21<sup>st</sup> Century Fund." This action was required prior to  
the regularly scheduled meeting of November 3, 2002, the phone poll passed.

Vote: 6 Yes, 0 No, 0 Abstained, 1 Absent, (Councilor Rita Shananaquet)

draft

1 Motion carried

2  
3 Motion made by Secretary Fred Harrington Jr. and supported by Treasurer Alice  
4 Yellowbank, to accept the Tribal Administrator's verbal and written report for November  
5 3, 2002.

6 Vote: 6 Yes, 0 No, 0 Abstained, 1 Absent, (Councilor Rita Shananaquet)

7 Motion carried

8  
9 Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George  
10 Anthony, to accept the Tribal Chairman's verbal and written report for November 3,  
11 2002.

12 Vote: 5 Yes, No, 1 Abstained (Councilor Janet Shomin), 1 Absent, (Councilor Rita  
13 Shananaquet)

14 Motion carried

15  
16 10:57 am, recessed

17 11:10 am, reconvened

18  
19 11:48 am, public comment opened, Carol McFall, Taimi Hoag

20 11:50 am, public comment closed

21  
22 Motion made by Secretary Fred Harrington Jr. and supported by Treasurer Alice  
23 Yellowbank, to approve the Indirect Cost Rate Proposal to the U.S. Department of  
24 Interior for year Ending December 31, 2003.

25 Motion withdrawn.

26  
27 Motion made by Councilor Janet Shomin and supported by Vice-Chairman George  
28 Anthony, to postpone action on the Indirect Cost Rate Proposal to the U.S. Department of  
29 Interior for year Ending December 31, 2003 until the meeting of November 24, 2002.

30 Vote: 1 Yes, 4 No (Councilor Beatrice A. Law, Vice-Chairman George Anthony,  
31 Chairman Gerald V. Chingwa, Treasurer Alice Yellowbank), 1 Abstained (Secretary  
32 Fred Harrington Jr.), 1 Absent, (Councilor Rita Shananaquet)

33 Motion failed

34  
35 12:18 pm, recessed until 1:45 pm

36 1:50 pm, reconvened

37  
38 Motion made by Councilor Beatrice A. Law and supported by Vice-Chairman George  
39 Anthony, to approve the Indirect Cost Rate Proposal to the U.S. Department of Interior  
40 for year Ending December 31, 2003.

41 Vote: 4 Yes, 1 No (Councilor Janet Shomin), 1 Abstained (Secretary Fred Harrington  
42 Jr.), 1 Absent, (Councilor Rita Shananaquet)

43 Motion carried

draft

1 Motion made by Councilor Janet Shomin and supported by Councilor Rita Shananaquet,  
2 to postpone consideration of a GIS Department until Tribal Council meets at a work  
3 session regarding budget and review of the Strategic Plan on Dec 7, 2002.

4 Vote: 2 Yes, 4 No (Councilor Beatrice A. Law, Vice-Chairman George Anthony,  
5 Chairman Gerald V. Chingwa, Treasurer Alice Yellowbank), 0 Abstained, 0 Absent  
6 Motion failed

7  
8 Motion made by Councilor Beatrice A. Law and supported by Treasurer Alice  
9 Yellowbank, to put the GIS department on a work session on December 14, 2002.

10 Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent  
11 Motion carried

12  
13 2:43 pm, recessed

14 2:47 pm, reconvened

15  
16 Motion made by Secretary Fred Harrington Jr. and supported by Treasurer Alice  
17 Yellowbank, to adopt resolution #110302-01, Resolution in support of the Emmet County  
18 Road Commission's Transportation Study Grant Application.

19 Roll Call Vote: Vice-Chairman George Anthony- yes Chairman Gerald V. Chingwa- yes  
20 Secretary Fred Harrington Jr.- yes Councilor Beatrice A. Law- yes Councilor Rita  
21 Shananaquet- yes Councilor Janet Shomin- no Treasurer Alice Yellowbank- yes

22 Vote: 6 Yes, 1 No, 0 Abstained, 0 Absent,  
23 Motion carried

24  
25 Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George  
26 Anthony, to approve Enrollment List A – Eligible for Membership, dated October 17,  
27 2002.

28 Vote: 5 Yes, 2 No (Councilor Rita Shananaquet, Chairman Gerald V. Chingwa), 0  
29 Abstained, 0 Absent  
30 Motion carried

31  
32 Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George  
33 Anthony, to approve Enrollment List B – Declination (Ineligible), dated October 17,  
34 2002.

35 Vote: 5 Yes, 2 No (Councilor Rita Shananaquet, Chairman Gerald V. Chingwa), 0  
36 Abstained, 0 Absent  
37 Motion carried

38  
39 Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George  
40 Anthony, to approve Enrollment List C – Voluntary Relinquishment, dated October 17,  
41 2002.

42 Vote: 5 Yes, 2 No (Councilor Rita Shananaquet, Chairman Gerald V. Chingwa), 0  
43 Abstained, 0 Absent  
44 Motion carried

1 Motion made by Secretary Fred Harrington Jr. and supported by Councilor Rita  
2 Shananaquet, to adopt resolution #110302-02, Adoption of Gaming Revenue Allocation  
3 Plan.

4 Roll Call Vote: Vice-Chairman George Anthony- yes Chairman Gerald V. Chingwa-yes  
5 Secretary Fred Harrington Jr.- yes Councilor Beatrice A. Law- yes Councilor Rita  
6 Shananaquet- yes Councilor Janet Shomin- no Treasurer Alice Yellowbank- yes  
7 Vote: 6 Yes, 1 No, 0 Abstained, 0 Absent,  
8 Motion carried

9  
10 Motion made by Secretary Fred Harrington Jr. and supported by Councilor Beatrice A.  
11 Law, to adopt resolution #110302-03, CORA Board Member.

12 Roll Call Vote: Vice-Chairman George Anthony- yes Chairman Gerald V. Chingwa- yes  
13 Secretary Fred Harrington Jr.- yes Councilor Beatrice A. Law- yes Councilor Rita  
14 Shananaquet- yes Councilor Janet Shomin- yes Treasurer Alice Yellowbank- yes  
15 Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent,  
16 Motion carried

17  
18 Motion made by Councilor Beatrice A. Law and supported by Vice-Chairman George  
19 Anthony, to adopt resolution #110302-04, Approval of Tribal/State Accord.

20 Roll Call Vote: Vice-Chairman George Anthony- yes Chairman Gerald V. Chingwa- yes  
21 Secretary Fred Harrington Jr.- no Councilor Beatrice A. Law- yes Councilor Rita  
22 Shananaquet- no Councilor Janet Shomin- no Treasurer Alice Yellowbank- yes  
23 Vote: 4 Yes, 3 No, 0 Abstained, 0 Absent,  
24 Motion carried

25  
26 Motion made by Secretary Fred Harrington Jr. and supported by Treasurer Alice  
27 Yellowbank, to adopt resolution #110304-05, Condemning the use of Indian likeness or  
28 Cultural items as mascots logos or nicknames, since the Little Traverse Bay Bands of  
29 Odawa Indians Tribal council finds that continued use of Indian mascots, logos, and  
30 nicknames by professional sports teams, universities and colleges and other schools,  
31 promotes and maintains stereotypes of Indian people.

32 Roll Call Vote: Vice-Chairman George Anthony- yes Chairman Gerald V. Chingwa- yes  
33 Secretary Fred Harrington Jr.- yes Councilor Beatrice A. Law- yes Councilor Rita  
34 Shananaquet- abstain Councilor Janet Shomin- abstain Treasurer Alice Yellowbank- yes  
35 Vote: 5 Yes, 0 No, 2 Abstained, 0 Absent,  
36 Motion carried

37  
38 Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George  
39 Anthony, to approve the Tribal Council meeting schedule for 2003 and to approve  
40 mileage, lodging, and per diem for all Tribal Council Members attending meetings and  
41 work sessions in the year 2003.

42 Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent  
43 Motion carried

draft

1 Motion made by Secretary Fred Harrington Jr. and supported by Councilor Beatrice A.  
2 Law, to approve the 2002 Economic Development budget of \$117,742.88 and the 2002  
3 EDC Budget of \$62,257.11.

4 Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

5 Motion carried

6  
7 Motion made by Councilor Beatrice A. Law and supported by Vice-Chairman George  
8 Anthony, to increase the Indirect Council budget line item to \$11,499.00 and increase the  
9 Chairman's budget by \$4,000.00.

10 Vote: 5 Yes, 2 No (Councilor Rita Shananaquet, Councilor Janet Shomin), 0

11 Abstained, 0 Absent

12 Motion carried

13  
14 Motion made by Treasurer Alice Yellowbank and supported by Secretary Fred  
15 Harrington Jr., to direct the Tribal Administrator to submit confidential Tribal Preference  
16 report to the Tribal Council regarding the recent findings of 2 Surveillance Operators and  
17 the Substance Abuse Director, to include all applicants resumes and the selection criteria  
18 used in hiring for the next Council meeting of November 24, 2002.

19 Vote: 3 Yes, 4 No (Councilor Rita Shananaquet, Councilor Beatrice A. Law, Vice-  
20 Chairman George Anthony, Chairman Gerald V. Chingwa), 0 Abstained, 0 Absent

21 Motion carried

22  
23 Motion made by Vice-Chairman George Anthony and supported by Councilor Beatrice  
24 A. Law, to approve Tribal Council increased travel expense, to the San Diego California  
25 Tribal Council NCAI conference November 9, 2002 through November 16, 2002 by  
26 \$300.00 per attending Council Member and to include expenses for Executive Assistant  
27 Michele LaCount these expenses include additional expense for hotel in lieu of credit  
28 card and incidental.

29 Vote: 2 Yes, 5 No (Councilor Janet Shomin, Councilor Rita Shananaquet, Councilor  
30 Beatrice A. Law, Chairman Gerald V. Chingwa, Secretary Fred Harrington Jr.), 0

31 Abstained, 0 Absent

32 Motion failed

33  
34 4:01 pm, public comment opened, none

35 4:02 pm, public comment closed

36  
37 4:04 pm, recessed

38 4:15 pm, reconvened

39  
40 4:18 pm, Motion made by Vice-Chairman George Anthony and supported by Councilor  
41 Beatrice A. Law, to begin an executive session.

42 Vote: 6 Yes, 1 No (Secretary Fred Harrington Jr.), 0 Abstained, 0 Absent

43 Motion carried

44  
45 4:53 pm, Motion made by Vice-Chairman George Anthony and supported by Councilor  
46 Beatrice A. Law, to return to open session.

draft

1 Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

2 Motion carried

3

4 4:54 pm, Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman

5 George Anthony, to adjourn.

6 Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

7 Motion carried

8

9

10 These minutes have been read and approved as written:

11 Recorded by:

12

13

14

15 \_\_\_\_\_  
Fred Harrington Jr., Tribal Secretary

\_\_\_\_\_  
Date

16

17

18